

4259. Adulteration of oats. U. S. v. 225 Bags of Oats. Consent decree of condemnation and forfeiture. Product ordered released on bond.
(F. & D. No. 6614. I. S. No. 16109-k. S. No. E-319.)

On June 10, 1915, the United States attorney for the Southern District of Georgia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 225 bags of oats, remaining unsold in the original unbroken packages at Macon, Ga., alleging that the product had been shipped on or about June 1, 1915, by McDonald & Co., New Albany, Ind., and transported from the State of Indiana into the State of Georgia, and charging adulteration in violation of the Food and Drugs Act. Each of the bags was labeled: "McDonald's Magic Purified Oats 159-1/4 lbs. when packed."

Adulteration of the article was alleged in the libel for the reason that the same contained water added to said natural oats.

On June 21, 1915, the said McDonald & Co., claimants, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be delivered to said claimants upon payment of the costs of the proceedings and the execution of bond in the sum of \$75, in conformity with section 10 of the act, one of the conditions being that the oats should be relabeled so as to show the amount of moisture contained therein.

CARL VROOMAN, *Acting Secretary of Agriculture.*